

**COX, WOOTTON, LERNER, GRIFFIN,  
HANSEN & POULOS LLP**  
RICHARD C. WOOTTON (SBN 88390)  
GALIN G. LUK (SBN 199728)  
CHRISTOPHER S. KIELIGER (SBN 209121)  
190 The Embarcadero  
San Francisco, CA 94105  
Telephone: 415.438.4600  
Facsimile: 415.438.4601

Attorneys for Defendant  
GOLDEN STATE BRIDGE, INC.

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

ALLEN SHAHAN,

Plaintiff,

v.

GOLDEN STATE BRIDGE, INC.,

Defendants.

Case No.: C 13-03594 NC

**JOINT STIPULATION FOR THE  
CONTINUANCE OF  
MEDIATION, NON-EXPERT  
DISCOVERY, DISPOSITIVE  
MOTIONS, EXPERT  
DISCLOSURE DEADLINES**

The plaintiff, Allen Shahan, and the defendant, Golden State Bridge, Inc., through their respective counsel, submit the following Joint Stipulation to continue the deadline:

1. to complete mediation from August 26, 2014 to September 26, 2014;
2. to complete non-expert discovery from August 29, 2014 to September 30, 2014;
3. to file all dispositive motions except “summary judgment motions on the plaintiff’s alleged status as a seaman” from September 3, 2014 to October 3, 2014;
4. for the plaintiff to disclose expert testimony and reports from September 26, 2014 to October 3, 2014; and,
5. for the defendant to disclose expert testimony and reports from October 3, 2014 to October 10, 2014.

1           1.       On October 30, 2014, this Court issued a Case Management Scheduling Order  
2 setting September 3, 2014 as the deadline to file all dispositive motions [excepting  
3 “summary judgment motions on the plaintiff’s alleged status as a seaman” which was then  
4 set for April 11, 2014]. *See* Court Docket, Document No. 19. On May 7, 2014, this Court  
5 issued a Case Management Scheduling Order which set August 26, 2014 as the deadline to  
6 complete mediation, August 29, 2014 as the deadline to complete non-expert discovery,  
7 September 26, 2014 as the date of plaintiff’s expert disclosure, and October 3, 2014 as the  
8 date of defendant’s expert disclosure. *See* Court Docket, Document No. 28.

9           2.       Since May 7, 2014, the parties have worked diligently towards completing  
10 discovery.

11           3.       However, the parties have had difficulty in taking and/or completing the depositions  
12 of percipient witnesses Jim Banbury, Michael Ford, David Webb and Donovan Kelly. The  
13 parties have had difficulty scheduling the depositions of the witnesses because the witnesses  
14 have either been working on projects where their work and involvement is necessary, they  
15 have been working out of the San Francisco Bay Area or the parties have had difficulty,  
16 despite diligent efforts, to contact witnesses.

17           4.       The parties are also in the process of coordinating the independent medical  
18 examinations of plaintiff, to include separate medical examinations to be conducted by a  
19 psychologist, psychiatrist, neuro-psychiatrist and possibly an orthopaedic surgeon. In light  
20 of each expert’s specialty, each examination will likely have to be conducted on separate  
21 days.

22           5.       The continuance of the deadlines to complete mediation from August 26, 2014 to  
23 September 26, 2014 and the deadline to complete non-expert discovery from August 29,  
24 2014 to September 30, 2014 are necessary to allow the parties to conduct necessary  
25 discovery and will allow the parties to have a more productive mediation. Continuing the  
26 deadline to file dispositive motions [excepting “summary judgment motions on the  
27 plaintiff’s alleged status as a seaman” ] from September 3, 2014 to October 3, 2014, and  
28

1 continuing the deadline for plaintiff's expert disclosure from September 26, 2014 to  
2 October 3, 2014, and the deadline for defendant's expert disclosure from October 3, 2014 to  
3 October 10, 2014, will allow each party and their respective experts to consider all relevant  
4 evidence exchanged as part of the new discovery deadline.  
5

6  
7 **CERTIFICATE OF SIGNATURE**

8 I attest that the content of this document is acceptable to attorney, John R. Hillsman, and  
9 that he authorized me to sign the document on his behalf.

10 DATED: July 24, 2014

COX, WOOTTON, LERNER,  
GRIFFIN, HANSEN & POULOS LLP

11 By: \_\_\_\_\_/S/ Galin G. Luk\_\_\_\_\_

12 Galin G. Luk  
13 Attorneys for Defendant  
Golden State Bridge, Inc.

14 DATED: July 24, 2014

McGUINN, HILLSMAN, & PALEFSKY

15  
16 By: \_\_\_\_\_/S/ John R. Hillsman\_\_\_\_\_

17 John R. Hillsman  
18 Attorneys for Plaintiff  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

~~PROPOSED~~ **Amendment to Case Management Order**

The Joint Stipulation and Proposed Order is hereby adopted by the Court and the parties are ordered to comply with this Order. The Court hereby continues the deadline:

1. to complete mediation from August 26, 2014 to September 26, 2014;
2. to complete non-expert discovery from August 29, 2014 to September 30, 2014;
3. to file all dispositive motions except “summary judgment motions on the plaintiff’s alleged status as a seaman” from September 3, 2014 to October 3, 2014;
4. for the plaintiff to disclose expert testimony and reports from September 26, 2014 to October 3, 2014; and,
5. for the defendant to disclose expert testimony and reports from October 3, 2014 to October 10, 2014.

IT IS SO ORDERED

Dated: July 28, 2014

